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Paper No.

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JAN 03 2011

OFFICE OF PETITIONS

SAP / FINNEGAN, HENDERSON LLP
901 NEW YORK AVENUE, NW
WASHINGTON DC 20001-4413

In re Patent No. 7,543,280 : DECISION ON REQUEST
Rosenthal et al. : FOR
Issue Date: June 2, 2009 : RECONSIDERATION OF
Application No. 10/658,593 : PATENT TERM ADJUSTMENT
Filed: September 8, 2003 : and
Atty Docket No. 09700.0075-00: NOTICE OF INTENT TO ISSUE
: CERTIFICATE OF CORRECTION

This is a decision on the "REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT," filed on June 25, 2009, requesting that the patent term adjustment indicated on the above-identified patent be corrected to indicate that the term of the above-identified patent is extended or adjusted by one thousand and seven (1007) days.

The petition to correct the patent term adjustment indicated on the above-identified patent to indicate that the term of the above-identified patent is extended or adjusted by one thousand and seven (1007) days is **GRANTED**.

The Office acknowledges submission of the \$200.00 fee set forth in 37 C.F.R. § 1.18(e). No additional fees are required.

Application no. 10/658,593 matured into U.S. patent no. 7,543,280 on June 2, 2009, with a patent term adjustment of 717 days.

The Office agrees with Patentee's assertion that examination delay totals 823 days, applicant delay totals 106 days, the period of "B-delay" totals 444 days, and 154 days overlap.

It follows that the patent term adjustment is 1007 (823 - 106 + 444 - 154) days.

The application is being forwarded to the Certificates of Correction Branch for issuance of a certificate of correction. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by **one thousand and seven (1007)** days.

Telephone inquiries specific to this matter should be directed to the undersigned at (571) 272-3225.

/Paul Shanowski/
Paul Shanowski
Senior Attorney
Office of Petitions

Enclosure: Copy of DRAFT Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT : 7,543,280 B2

DATED : June 2, 2009

DRAFT

INVENTOR(S) : Rosenthal et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 717 days

Delete the phrase “by 717 days” and insert – by 1007 days--